

Attorney's Docket No.: 07319/096001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Matt Beaumont Art Unit: 2872
Serial No.: 09/778,242 Examiner: Arnel Lavarias
Filed : February 6, 2001 Confirmation No.: 4078
Title : CALIBRATION FOR OPTICAL FILTER

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Commissioner for Patents
Washington, D.C. 20231

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RESPONSE TO RESTRICTION REQUIREMENT

In Response to the Notice of Restriction dated 09/24/02, paper no. 7 in the above-referenced case, please consider the following. Initially, applicants apologize for the oversight in not noticing the species election in addition to the restriction.

The applicants herewith elect, in addition to the previous restriction, the species 3 in which calibration data includes a table of points. Claims 1-3, 5, 7 & 8 in a read on this species.

In addition, however, it is respectfully suggest that the claim 1 is generic to the other species, since it can be used with an optical filter of the species 1, 2 or 5 types. Since the species 3 is generic to species 1, 2 and 5, it is respectfully suggested that certain dependent claims, and also

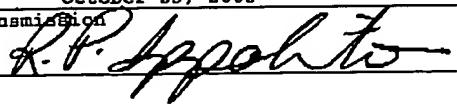
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I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

October 23, 2002

Date of Transmission

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Roxanne Ippolito

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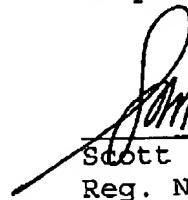
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claim 32, should also be examined in the event that the generic claim is found allowable.

A notice on the merits is requested.

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,



Date: 10/23/02

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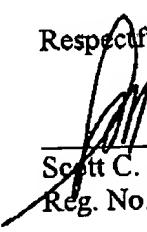
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Sir:

Attached to this facsimile communication cover sheet is a Response to Restriction Requirement, faxed this 23rd day of October, 2002, to Group 2872, the United States Patent and Trademark Office.

Respectfully submitted,



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